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8  
9 **UNITED STATES DISTRICT COURT**  
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,  
12  
13 Plaintiff,  
14 v.  
15 MARCUS RICHARD THOMAS,  
16 Defendant.

Case No. 2:17-cr-126-JAD-GWF

**UNOPPOSED MOTION FOR PRE-  
PLEA PRESENTENCE  
INVESTIGATION REPORT**

17 **Certification:** This Motion is timely filed.

18 On April 19, 2017, Marcus Thomas (Mr. Thomas) was charged with Felon in Possession  
19 of Firearm, in violation of 18 U.S.C. § 922(g). The parties believe there is a possibility that the  
20 Defendant qualifies as an Armed Career Criminal based on preliminary criminal history  
21 information that the parties are presently in possession of. Whether or not the Defendant is an  
22 Armed Career Criminal will necessarily affect the outcome and disposition of the case and/or  
23 potential negotiations. Undersigned counsel is unable to definitively determine if the Defendant  
24 qualifies as an Armed Career Criminal without knowing his entire criminal history and  
25 therefore a pre-plea Presentence Investigation Report (PSR) is requested. Trial in this matter  
26 is set for June 20, 2017, but the parties anticipate filing a stipulation to continue the trial dates.

1 For these reasons, Mr. Thomas respectfully request that a pre-plea PSR be conducted in this  
2 matter.

3 DATED this 2<sup>nd</sup> day of June, 2017.

4 Respectfully submitted,  
5 RENE L. VALLADARES  
6 Federal Public Defender

7 */s/ Heidi A. Ojeda*  
8 By \_\_\_\_\_

9 HEIDI A. OJEDA  
10 Assistant Federal Public Defender  
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1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 MARCUS RICHARD THOMAS,

7 Defendant.

Case No. 2:17-cr-126-JAD-GWF

8 ORDER

9  
10 Before the Court is the defendant's Unopposed Motion for a Pre-Plea Presentence  
11 Investigation Report (ECF No. 15).

12 IT IS HERBY ORDERED that the Probation Department prepare a Pre-Plea  
13 Presentence Investigation Report for Marcus Richard Thomas.

14 DATED this 5th day of June, 2017.

15   
16 UNITED STATES MAGISTRATE JUDGE